IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

FRIDAY, THE 19TH JANUARY 2007 / 29TH POUSHA 1928

WP(C).No. 33132 of 2006(T)

PETITIONERS:

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1. P.K.PAILY, AGED 61,
   S/O.KURIAN, PARUTHUMKUZHY,
   KOTHAMANGALAM P.O.,
   (DRIVER, RETIRED ON 30.09.2000, K.S.R.T.C.,
   KOTHAMANGALAM).

2. K.M.PAUL, AGED 60, S/O.MATHEW,
   KARAMPARATHU HOUSE, NELLIKUZHY P.O., KOTHAMANGALAM
   (DRIVER, RETIRED ON 30.11.2001, KSRTC,
   KOTHAMANGALAM, P.F.NO.25720).

3. K.N.PEETHAMBARAN, AGED 60, S/O.NARAYANAN
   KIZHAKKETTATHIL HOUSE, PALLARIMANGALAM P.O.,
   KOTHAMANGALAM, (V/S.RETIRED ON 31/12/2001,
   KOTHAMANGALAM, P.F.NO.20457).

4. P.A.MOHAMMED, AGED 59, S/O.ALIYAR,
   PUTHENPURACKAL, NELLIKUZHY P.O., KOTHAMANGALAM,
   (DRIVER, RETIRED ON 30.4.2002, KOTHAMANGALAM,
   P.F.NO.24385).

5. P.M.VARGHESE, AGED 59, S/O.MATHAI,
   PUTHUKKAYIL HOUSE, BOOTHATHANKETTU P.O.,
   KOTHAMANGALAM, (DRIVER, RETIRED ON 31/8/02,
   KOTHAMANGALAM, P.F.NO.22942).

6. N.V.ELIAS, AGED 59, S/O.MATHEW VARGHESE,
   NIRAPPUKANDATHIL HOUSE, CHELAD P.O.,
   KOTHAMANGALAM, (INSPECTOR, RETIRED ON 31.10.02,
   KOTHAMANGALAM, P.F.NO.15951).

7. M.M.GEEVARGHESE, AGED 58, S/O.MATHAI,
   ?MANNAPARAMBIL, KARUKADAM P.O.,
   KOTHAMANGALAM, (DRIVER, RETIRED ON 31.1.03,
   KOTHAMANGALAM, P.F.NO.25721).

8. MATHEW PAUL, AGED 58, S/O.PAUL,
   KARIMPANAKKAL HOUSE, AYAKKADU, THRIKKARIYOOR P.O.,
   KOTHAMANGALAM, (S.M., RETIRED ON 30.4.03,
   KOTHAMANGALAM, P.F.NO.14349).

9. T.G.POULOSE, AGED 58, S/O.GEEVERGHESE,
THONDUMKAL, BOOTHATHANKETTU P.O.,
KOTHAMANGALAM, (DRIVER, RETIRED ON 31-5-03,
KOTHAMANGALAM, P.F.NO.24951).

10. A.P.JAMES, AGED 58, S/O.POULOSE,
ATHITHOTTATHIL, KOTHAMANGALAM P.O.,
(DRIVER, RETIRED ON 31.5.03, KOTHAMANGALAM,
P.F.NO.34343).

11. K.A.KRISHNAN, AGED 58, S/O.ACHUTHAN,
KUNNATHUPARAMBIL, KUTHUKUZHI P.O.,
KOTHAMANGALAM, (DRIVER, RETIRED ON 31.5.03,
KOTHAMANGALAM, P.F.NO.34336).

12. M.JOSEPH, AGED 58, S/O.JOSEPH,
EZHAMAYIL HOUSE, OONNUKAL P.O., KOTHAMANGALAM,
(INSPECTOR RETIRED ON 31.8.03, KOTHAMANGALAM,
P.F.NO.8340).

13. P.K.YACOB, AGED 57, S/O.KURIAKOSE,
POLIYEKKADY HOUSE, PANIPRA P.O.,
KOTHAMANGALAM, (DRIVER, RETIRED ON 31.1.04,
KOTHAMANGALAM, P.F.NO.36014).

14. T.V.ELDHO, AGED 57, S/O.VARKEY,
THACHAMATTAM HOUSE, NELLIKUZHY P.O.,
KOTHAMANGALAM, (DRIVER, RETIRED ON 31.7.04,
KOTHAMANGALAM, P.F.NO.30339).

15. O.S.THAMPI, AGED 57, S/O.SIMON,
UDHIMOOTTIL HOUSE, NELLIMATTOM P.O.,
KOTHAMANGALAM, (DRIVER, RETIRED ON 31.8.2004,
KOTHAMANGALAM, P.F.NO.31068).

16. C.P.RAMAN, AGED 57, S/O.PAINKILY,
CHALAKKOTTIL HOUSE, NERIAMANGALAM P.O.,
KOTHAMANGALAM, (S.M., RETIRED ON 31.12.04,
KOTHAMANGALAM, P.F.NO.19351).

17. A.K.GOVINDAN, AGED 58, S/O.KELAN,
ALAKKATTUMALIL HOUSE, THRIKKARIYOOR P.O.,
KOTHAMANGALAM, (CONDUCTOR, RETIRED ON 28.2.05,
KOTHAMANGALAM, P.F.NO.35823).

18. M.M.JOHN, AGED 56, S/O.MATHAI,
MANIMALAYIL HOUSE, NELLIKUZHY P.O.,
KOTHAMANGALAM, (CONDUCTOR, RETIRED ON 31.1.05,
KOTHAMANGALAM, P.F.NO.30009).

19. P.GOPINATHAN NAIR, AGED 56,
S/O.PADMANABHAN NAIR, PALLATHU HOUSE,
PINDIMANA P.O., KOTHAMANGALAM,
(VEHICLE SUPERVISOR, RETIRED ON 30.04.05, KOTHAMANGALAM,
P.F.NO.20389).

20. T.S.VENU, AGED 56, S/O.SANKU KELA,
THAZHATHEVEETTIL, AYINOR PADAM P.O.,
KOTHAMANGALAM, (DRIVER, RETIRED ON 31.5.05,
KOTHAMANGALAM, P.F.NO.26463).

21. P.M.ALIYAR, AGED 55, S/O.MAITHEEN,
PULIMOOTTIL HOUSE, NELLIKUZHY P.O.,
KOTHAMANGALAM, (DRIVER, RETIRED ON 31.1.06,
KOTHAMANGALAM, P.F.NO.37985).

22. K.M.VARGHESE, AGED 55, S/O.MATHAI,
KOPPUZHAYIL HOUSE, POTHANICAD P.O.,
VIA.MUVATTUPUZHA, (DRIVER, RETIRED ON 31.5.06,
KOTHAMANGALAM, P.F.NO.34356).

23. K.G.SASIDHARAN, AGED 55,
S/O.K.K.GOVINDAN NAIR, KOCHUVEETTIL,
THRIKKARIYOOR P.O., (INSPECTOR, RETIRED ON
31.5.06, KOTHAMANGALAM, P.F.NO.23759).

24. P.B.VIJAYASEKHARAN NAIR, AGED 55,
S/O.BHASKARAN NAIR, NAREKKATTU HOUSE,
PINDIMANA P.O., (INSPECTOR, RETIRED ON 30.4.06,
KOTHAMANGALAM, P.F.NO.13744).

25. M.M.PAREETH KUNJU, AGED 55,
S/O.M.K.MAKKAR, MULAKKEKUDY, NELLIKUZHY P.O.,
KOTHAMANGALAM, (CONDUCTOR, RETIRED ON 31.5.06,
KOTHAMANGALAM, P.F.NO.22842).

26. K.P.ANTONY, AGED 55, S/O.PAILY,
KOLAMBEL HOUSE, THATTEKKADU P.O.,
KOTHAMANGALAM, (INSPECTOR, RETIRED ON 30.06.05,
KOTHAMANGALAM, P.F.NO.13209).

BY ADV. SRI.P.JAYAKUMAR

RESPONDENTS:
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1. MANAGING DIRECTOR,
KERALA STATE ROAD TRANSPORT CORPORATION,
TRANSPORT BHAVAN, THIRUVANANTHAPURAM.

2. ASSISTANT TRANSPORT OFFICER,
K.S.R.T.C., KOTHAMANGALAM.

BY ADV. SRI.K.PRABHAKARAN, SC, K.S.R.T.C.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE,J.

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W.P.(C)No.33132 of 2006

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Dated: 19th January, 2007

JUDGMENT

The grievance of the petitioners who are 26 in number, all of whom are retired employees of the K.S.R.T.C. is that substantial amounts due to them under various heads the details of which are given in the Writ Petition are not being paid in spite of successive representations. Ext.P31 is the last in the series of representations submitted by them.

2. I have heard the submissions of Mr.P.Jayakumar, learned counsel for the petitioners and Mr.K.Prabhakaran, Standing Counsel who has taken notice on behalf of the K.S.R.T.C.

3. I do not propose to examine the merits of the grounds raised in the Writ Petition. Since Ext.P31 is pending before the 1st respondent, it is only appropriate that the 1st respondent takes an early decision on the same. Accordingly, this Writ Petition will stand disposed of with the following directions:

The first respondent will take up Ext.P31, hear a representative of the petitioners, consider the grounds raised in the Writ Petition and the documents upon which the petitioners want the Corporation to rely and take a just and correct decision on Ext.P31 at the earliest and at any rate within ten weeks of receiving a copy of this judgment

together with a copy of the Writ Petition and all the exhibits. If the decision to be taken on Ext.P31 comes to be in favour of the petitioners, the 1st respondent will not cause delay in releasing the monetary benefits becoming payable as a consequence of the decision.

srd **PIUS C.KURIAKOSE, JUDGE**